THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

AND

THE HON'BLE SRI JUSTICE K.C.BHANU

WRIT PETITION No. 9564 OF 2005

28-07-2005

Between:

Thammisetty Venkataswamy.

.....PETITIONER

AND

Mallayapalem Gram Panchayat, rep. by its Executive Officer,

Gudivada Mandal, Krishna District & Others.

.....RESPONDENTS

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

And

THE HON'BLE SRI JUSTICE K.C.BHANU

WRIT PETITION NO : 9564 of 2005

ORDER : (Per Hon'ble Sri Bilal Nazki, ACJ)

Heard learned Counsel for the parties. With their consent, the writ petition is being disposed of at this stage.

The petitioner's grievance is that the rice mill of respondent No.3 is creating pollution in the area. Report has been filed by the Pollution Control Board, in which it is stated that the Board had received a complaint that respondent No.3's rice mill was causing pollution in the area, which was verified and the Pollution Control Board had passed an order of closure at the first instance. But after monitoring, the respondent No.3 was ordered to take measures, which would remove the pollution and minimize the nuisance. After the directions of the authorities were complied with by respondent No.3 and they were satisfied that there was no pollution, the order was removed. In the first instance, it was removed subject to certain conditions. Those conditions were also followed. The learned Standing Counsel for the Pollution Control Board has stated that the Board is monitoring the Unit.

In this view of the matter, we do not think any further orders are necessary to be passed. However, if the petitioner is aggrieved of the report of the Pollution Control Board, he may take any other alternate remedies that may be available to him in law. Writ petition is accordingly dismissed. No order as to costs.

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(BILAL NAZKI, ACJ)

28th July 2005.

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(K.C.BHANU, J)

ajr